

## AWARD

This reference, No. 277 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/FD/75-80/30465, dated 20th June, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947 existing between Shri Indrasan Singh, workman and the management of M/s. Roneo Vickers India, Ltd., 14/2 Mathura Road, Faridabad. The term of the reference was :—

Whether the termination of services of Shri Indrasan was justified and in order ? If not, to what relief is he entitled ?

The parties put in their appearance in response to the usual notices. On 7th October, 1980 the representative of the workman prayed for a long date because he had mentioned the name of the respondent of the successor and not of the original whose successor the present employers are. This workman was the employee of the Vickers India and M/s. Roneo Vickers India the present employer are stated to be the successor of M/s. Vickers India. He wanted to get the necessary correction made about the name of the respondent and he was allowed to get correction of the name of the management done and the case was fixed for 11th November, 1980. On that day, none appeared for the workman. The case was called thrice. I had to proceed *ex parte* against the workman and the case was fixed for 17th November, 1980 for the *ex parte* evidence of the management.

On 17th November, 1980 the management produced Shri Gobind Bambvani, Accountant of the respondent Company its sole witness. He stated on oath that the concerned workman had settled his dispute with the management and also received a sum of Rs. 3900 (Rupees Three Thousand and nine hundred only) in full and final settlement of his all dues including the right of his re-instatement or re-employment. He further stated that there is now no dispute left between the parties. He also filed a photo copy of settlement or receipt which is Exhibit M-1.

In view of the un-rebatted *ex parte* evidence produced by the management, I am left with no choice except to believe the version of the management. Over and above this my finding gets support from the absention of the workman in proceedings in this court of this reference. I feel that the workman has settled his dispute with the respondent management and it is held that the reference is bad, as no claim is made out of the workman against the management. Therefore, I give my award accordingly. No order as to costs. This may be read in answer of this reference.

Dated the 30th November, 1980.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endorsement No. 2230, dated 1st December, 1980.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947 with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

No. 11(112)-80-8-Lab./13164.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workmen and the management of M/s. Koma Engineers Jaipur Road, Gurgaon.

IN THE COURT OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER,  
LABOUR COURT, HARYANA, FARIDABAD

Reference No. 282 of 1980

*between*

SHRI SOHAN SINGH, WORKMAN AND THE MANAGEMENT OF M/S. KOMA ENGINEERS  
JAIPUR ROAD, GURGAON

*Pre sent—*

Workman in person with Shri Shardha Nand.

Shri A.D. Koshatkar with Shri I.D. Saini, for the Management.

## AWARD

This reference No. 282 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/GGN/15-80/34648, dated 26th June, 1980 under section 10(i)(c) of the Industrial Disputes Act, 1947, existing between Shri Sohan Singh, workman and the management of M/s. Koma Engineers, Jaipur Road, Gurgaon. The term of the reference was :—

Whether the termination of services of Shri Sohan Singh, was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 12th August, 1980. The evidence of both the parties was recorded. On the last date of hearing the case was fixed for arguments, when the workman made a statement in this court that he had settled his dispute with the management mutually and the respondent management had agreed to re-instate him as a newly appointment Turner from 1st December, 1980. He further stated that he had left his financial benefits for the period of his un-employment. This statement was duly agreed to by the representative of the management.

In view of the statement of both the parties, I hold that there is now no dispute left between the parties and answer the reference while returning the same in these terms. No order as to costs.

Dated the 30th November, 1980.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana, Faridabad

Endorsement No. 2231, dated the 1st December, 1980.

Forwarded (four copies) to the Secretary to Government Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHAWAR PRASAD CHAUDHARY,  
Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

No. 11(112)-80-8 Lab/13262.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Globe Metal Industries, Hanuman Gate, Jagadhri.

IN THE OFFICE OF SHRI ISHWAR PRASAD CHAUDHRY, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 365 of 1980

*between*

SHRI Inder Paul Workman and the Management of M/s Globe Metal Industries,  
Hanuman Gate, Jagadhri

*Present .—*

None, for the parties.

## AWARD

This reference No. 365 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/YMN/141-80/40789, dated 5th August, 1980 under section 10(1)(c) of the Industrial Disputes Act, 1947 existing between the Shri Inder Paul workman and the management of M/s Globe Metal Industries Hanuman Gate, Jagadhri. The term of the reference was :—

Whether the termination of services of Shri Inder Paul was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. On 19th August, 1980 one Shri Ashwani Kumar was present on behalf of the workman without a letter of authority and he was directed to file a proper letter of authority in the next date of hearing. But from other side none was present on behalf of the



management and the management was called again under a Regd. notice. But on 16th September, 1980 the date fixed in the case, none was present on behalf of the parties when the service of notice had been affected. I feel that the workman is not interested in pursuing his case. Hence the case was dismissed in default. I, therefore, give my award that there is no dispute between the parties at present. No order as to costs.

Dated : The 30th November, 1980.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana, Faridabad.

Endorsement No. 2227, dated 1st December, 1980

Forwarded (four copies to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledged within week's time.

ISHWAR PRASAD CHAUDHRY,  
Presiding Officer,  
Labour Court, Haryana, Faridabad.

No. 11(112)-80-8 Lab/13265,—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workmen and the management of M/s Haryana State Electricity Board, Panipat.

BEFORE SHRI BANWARI LAL DALAL, PRESIDING OFFICER, LABOUR COURT HARYANA,  
ROHTAK

Reference No. 217 of 1979

between

SHRI RAM KUMAR, WORKMAN AND THE MANAGEMENT OF M/S HARYANA STATE  
ELECTRICITY BOARD, PANIPAT

Present.—

Shri D.P. Pathik, for the workman.

Shri S.S. Sarohi, for the management.

AWARD

This reference No. 217 of 1979 has been referred to this Court by the Hon'ble Governor,—vide his order No. KNL/25-79/51734, dated 7th December, 1979 under section 10(i)(c) of the I.D. Act for adjudication of the dispute existing between Shri Ram Kumar, workman and the management of M/s H.S.E.B., Panipat. The term of the reference was :—

“whether the termination of services of Shri Ram Kumar was justified and in order? If not, to what relief is he entitled?”

On the receipt of the order of reference notices as usual were sent to the parties. The management appeared in response to the same and the workman was issued a fresh notice as none appeared on behalf his on 4th February, 1980. Shri D. P. Pathik appeared on behalf of the workman on the next date of hearing and prayed that the demand notice of the workman be treated his statement of claim and the management was asked to file the written statement on 17th April, 1980. The management filed the written statement on 17th April, 1980, the workman filed the rejoinder and issues were framed on 22nd May, 1980 and the management was asked to adduce their evidence on 10th July, 1980. The parties arrived at an amicable settlement on 18th November, 1980 when the statements of the authorised representative were recorded. The management agreed to reinstate the workman with continuity of service but without back wages treating the intervening period as leave of the kind due under old terms and conditions of service on which he was working at the time of his termination. The worker accepted this offer and left his claim for back wages and prayed that the award be made accordingly. I, therefore, make the award accordingly and return the same in above terms. No order as to costs.

Dated : The 29th November, 1980.

BANWARI LAL DALAL,  
Presiding Officer,  
Labour Court, Haryana, Rohtak.

Endorsement No. 2824, dated 2nd December, 1980.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour & Employment Departments, Chandigarh as required under section 15 of the I. D. Act.

BANWARI LAL DALAL,  
Presiding Officer,  
Labour Court, Haryana, Rohtak.